

- pollutant sources, and the potential for degradation;
- Noise*: Ambient, sources, and sensitive receptors;
- Historical and Cultural Resources*: Historical, archaeological, and traditional cultural resources;
- Visual and Scenic Resources*: Landscape characteristics, manmade features, and viewshed;
- Socioeconomics*: Demography, economic base, labor pool, housing, transportation, utilities, public services and facilities, education, recreation, and cultural resources;
- Environmental Justice*: Potential disproportionately high and adverse impacts to minority and low-income populations;
- Public and Occupational Health*: Potential public and occupational consequences from construction, routine operation, transportation, and credible accident scenarios (including natural events);
- Waste Management*: Types of wastes expected to be generated, handled, and stored; and
- Cumulative Effects*: Impacts from past, present and reasonably foreseeable actions at and near the site.

This list is not intended to be all inclusive, nor is it a predetermination of potential environmental impacts. The list is presented to facilitate comments on the scope of the EIS. Changes to this list may occur as a result of the public scoping process.

### 5.0 Scoping Meetings

One purpose of this notice is to solicit public comments on the proposed scope and content of the EIS. Scoping is an early and open process designed to determine the range of actions, alternatives, and potential impacts to be considered in the EIS, and to identify significant issues related to the proposed action. It is intended to solicit input from the public and other agencies so that the analysis can be more clearly focused on issues of genuine concern. The principal goals of the scoping process are to:

- Ensure that concerns are identified early and are properly studied;
- Identify alternatives to be examined;
- Identify significant issues to be analyzed;
- Eliminate unimportant issues from detailed consideration; and
- Identify public concerns.

On May 19, 2009, the NRC will hold two public scoping meetings in Wilmington, North Carolina, to solicit both oral and written comments from interested parties. Both meetings will be

transcribed to record public comments. The first meeting will convene at 1 p.m. and will continue until approximately 4 p.m. The second meeting will convene at 7 p.m. and will continue until approximately 10 p.m. Both meetings will begin with NRC staff providing a description of the NRC's role and mission. A brief overview of the licensing process will be followed by a brief description of the environmental review process. Most of the meeting time will be allotted for attendees to make oral comments.

In addition, the NRC staff will host informal discussions for one hour prior to the start of each public meeting. No formal comments on the proposed scope of the EIS will be accepted during the informal discussions. To be considered, comments must be provided either at one of the transcribed public meetings or in writing, as discussed below.

Persons may register to attend or present oral comments at the scoping meetings by contacting Christianne Ridge at (301) 415-5673, or by sending e-mail to [GLE.EIS@nrc.gov](mailto:GLE.EIS@nrc.gov) no later than April 30, 2009. Members of the public may also register to speak at the meeting prior to the start of the session. Individual oral comments may be limited by the time available, depending on the number of persons who register. Members of the public who have not registered may also have an opportunity to speak, if time permits. If special equipment or accommodations are needed to attend or present information at the public meeting, please contact Christianne Ridge no later than April 23, 2009, so that the NRC staff can determine whether the request can be accommodated.

### 6.0 Scoping Comments

Members of the public may provide comments orally at one of the transcribed public scoping meetings or in writing. Written comments may be sent by e-mail to [GLE.EIS@nrc.gov](mailto:GLE.EIS@nrc.gov) or mailed to the address listed above in the **ADDRESSES** Section.

At the conclusion of the scoping process, the NRC staff will prepare a summary of public comments regarding the scope of the environmental review and significant issues identified. NRC staff will send this summary to each participant in the scoping process for whom the staff has an address. This summary and project-related material will be available for public review through our electronic reading room: <http://www.nrc.gov/reading-rm/adams.html>. The scoping meeting summaries and project-related materials will also be available on NRC's GLE Web page: <http://www.nrc.gov/>

[materials/fuel-cycle-fac/laser.html](http://www.nrc.gov/materials/fuel-cycle-fac/laser.html) (case sensitive).

### 7.0 The NEPA Process

The EIS for the GLE facility will be prepared pursuant to the National Environmental Policy Act of 1969 and NRC's NEPA Regulations at 10 CFR Part 51. After the scoping process is complete, NRC and its contractor will prepare and publish a draft EIS. A 45-day public comment period on the draft EIS is planned, and public meetings to receive comments will be held approximately three weeks after publication of the draft EIS. Availability of the draft EIS, the dates of the public comment period, and information about the public meetings will be announced in the **Federal Register**, on NRC's GLE Web page, and in the local news media. The final EIS will include responses to any comments received on the draft EIS.

Signed in Rockville, Maryland, this 2nd day of April 2009.

For the Nuclear Regulatory Commission.

**Patrice M. Bubar,**

*Director, Environmental Protection and Performance Assessment Directorate, Division of Waste Management and Environmental Protection, Office of Federal and State Materials and Environmental Management Programs.*

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## SECURITIES AND EXCHANGE COMMISSION

### Proposed Collection; Comment Request

Upon Written Request, Copies Available From: Securities and Exchange Commission, Office of Investor Education and Advocacy, Washington, DC 20549-0213.

#### Extension:

Form 13F; SEC File No. 270-22; OMB Control No. 3235-0006.

Notice is hereby given that, pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520), the Securities and Exchange Commission (the "Commission") is soliciting comments on the collection of information summarized below. The Commission plans to submit this existing collection of information to the Office of Management and Budget for extension and approval.

Section 13(f)<sup>1</sup> of the Securities Exchange Act of 1934<sup>2</sup> (the "Exchange Act") empowers the Commission to: (1) Adopt rules that create a reporting and

<sup>1</sup> 15 U.S.C. 78m(f).

<sup>2</sup> 15 U.S.C. 78a et seq.

disclosure system to collect specific information; and (2) disseminate such information to the public. Rule 13f-1<sup>3</sup> under the Exchange Act requires institutional investment managers that exercise investment discretion over accounts—having in the aggregate a fair market value of at least \$100,000,000 of exchange-traded or NASDAQ-quoted equity securities—to file quarterly reports with the Commission on Form 13F.<sup>4</sup>

The information collection requirements apply to institutional investment managers that meet the \$100 million reporting threshold. Section 13(f)(5) of the Exchange Act defines an “institutional investment manager” as any person, other than a natural person, investing in or buying and selling securities for its own account, and any person exercising investment discretion with respect to the account of any other person. Form 13F under the Exchange Act defines “investment discretion” for purposes of Form 13F reporting.

The reporting system required by Section 13(f) of the Exchange Act is intended, among other things, to create in the Commission a central repository of historical and current data about the investment activities of institutional investment managers, and to improve the body of factual data available to regulators and the public.

The Commission staff estimates that 4,052 respondents make approximately 16,208 responses under the rule each year. The staff estimates that on average, Form 13F filers spend 98.8 hours/year to prepare and submit the report. In addition, the staff estimates that 210 respondents file approximately 840 amendments each year. The staff estimates that on average, Form 13F filers spend 4 hours/year to prepare and submit amendments to Form 13F. The total annual burden of the rule’s requirements for all respondents therefore is estimated to be 401,178 hours ((4,052 filers × 98.8 hours) + (210 filers × 4 hours)).

The estimate of average burden hours is made solely for the purposes of the Paperwork Reduction Act. The estimate is not derived from a comprehensive or even a representative survey or study of the costs of Commission rules. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid control number.

Written comments are invited on: (a) Whether the collections of information are necessary for the proper

performance of the functions of the Commission, including whether the information has practical utility; (b) the accuracy of the Commission’s estimate of the burdens of the collections of information; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burdens of the collections of information on respondents, including through the use of automated collection techniques or other forms of information technology. Consideration will be given to comments and suggestions submitted in writing within 60 days of this publication.

Please direct your written comments to Charles Boucher, Director/CIO, Securities and Exchange Commission, c/o Shirley Martinson, 6432 General Green Way, Alexandria, VA 22312; or send an e-mail to: [PRA\\_Mailbox@sec.gov](mailto:PRA_Mailbox@sec.gov).

Dated: April 3, 2009.

**Florence E. Harmon,**

*Deputy Secretary.*

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. IC-28686; 812-13564]

### Phoenix Life Insurance Company, et al.; Notice of Application

April 3, 2009.

**AGENCY:** Securities and Exchange Commission (“Commission”).

**ACTION:** Notice of application to amend a prior order under section 12(d)(1)(f) of the Investment Company Act of 1940 (“Act”) for an exemption from sections 12(d)(1)(A) and (B) of the Act and under sections 6(c) and 17(b) of the Act for an exemption from section 17(a) of the Act.

**SUMMARY OF APPLICATION:** Applicants request an order that would amend and supersede as to them (“Amended Order”) a prior order that permits certain registered open-end management investment companies to acquire shares of other registered open-end management investment companies and unit investment trusts (“UITs”) both within and outside the same group of investment companies (“Prior Order”).<sup>1</sup>

<sup>1</sup> Phoenix Life Insurance Co., et al., Investment Company Act Release Nos. 27315 (May 8, 2006) (notice) and 27388 (June 5, 2006) (order). The Prior Order granted relief to the applicants and also to Phoenix Investment Counsel, Inc. (“PIC”), Phoenix Pholios, and certain registered open-end management investment companies and their series advised by PIC or any entity controlling, controlled by or under common control with PIC.

The Amended Order would subject applicants to different conditions than the Prior Order and delete a condition of the Prior Order.

**APPLICANTS:** (a) Phoenix Life Insurance Company (“Phoenix”), PHL Variable Insurance Company (“PHL Variable”) and Phoenix Life and Annuity Company (“PLAC,” and together with Phoenix, PHL Variable and any insurance company controlling, controlled by or under common control with Phoenix, PHL Variable or PLAC, the “Insurance Companies”); (b) Phoenix Edge Series Fund (the “Edge Fund”), including the currently existing series and all future series thereof; (c) any existing or future registered open-end management investment companies and any series thereof that are part of the same “group of investment companies,” as defined in section 12(d)(1)(G)(ii) of the Act, as the Edge Fund, and are, or will be, advised by Phoenix Variable Advisors, Inc. (“PVA”) or any entity controlling, controlled by or under common control with PVA (together with series of the Edge Fund, “Phoenix Funds” or “Funds”); and (d) PVA.

**FILING DATES:** The application was filed on August 11, 2008 and amended on March 9, 2009. Applicants have agreed to file an amendment during the notice period, the substance of which is reflected in this notice.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the application will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission’s Secretary and serving applicants with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. April 27, 2009, and should be accompanied by proof of service on applicants, in the form of an affidavit, or for lawyers, a certificate of service. Hearing requests should state the nature of the writer’s interest, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the Commission’s Secretary.

**ADDRESSES:** Secretary, U.S. Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090; Applicants, c/o Kathleen A. McGah, Esq., Phoenix Life Insurance Company, One American Row, H-11, Hartford, CT 06102.

**FOR FURTHER INFORMATION CONTACT:** Emerson S. Davis, Sr., Senior Counsel, at (202) 551-6868, or Julia Kim Gilmer, Branch Chief, at (202) 551-6821 (Division of Investment Management, Office of Investment Company Regulation).

<sup>3</sup> 17 CFR 240.13f-1.

<sup>4</sup> 17 CFR 249.325.